

Remarks and Arguments

The Applicants cancel claims 9, 10, 19, 20, 30, and 31.

The remaining claims are unchanged from the previous amendments.

The remarks herein refer to the claims as amended.

Claim Objections

The Examiner objected to Claim 19 because the claim is directed to a product claim. Applicants made a provisional election of the method claims of found in the original application (claims 1–8, 11–19, 21–29, and 32) as restricted by the Examiner. To expedite a notice of allowance in this case, Applicants cancel Claim 19 and other previously withdrawn claims.

Double Patenting

The Examiner rejects Claims 1–4, 6–7, 11–13, 15–18, 21–22, 24–25, 27–29 and 33–38 on the grounds of nonstatutory obviousness-type double patenting as being unpatentable over claims 1–42 of copending Application No. 10/628,189, which has since been issued as U.S. Patent No. 7,147,715 on December 12, 2006. The Applicants note the Examiner's requirement of a terminal disclaimer and attach one hereto.

Conclusion

In light of the foregoing amendments and the concurrent submission of a terminal disclaimer, the Applicants respectfully request that the Examiner consider the amended claims to be in condition for immediate allowance.

The Applicants are paying a fee for the submission to a terminal disclaimer. If additional fees are required or if any credits are due, the Examiner is hereby authorized to charge or credit Deposit Account No. 50-0332 as appropriate.

Respectfully submitted,

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